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11 UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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14 BRENTA QUALLS,
15 Plaintiff,
16 vs.
17 MARTIN O'MALLEY, Commissioner of
Social Security,¹
18 Defendant.

Civil No. 2:23-cv-01071-BNW

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22 UNOPPOSED MOTION FOR EXTENSION OF
TIME TO FILE ANSWERING BRIEF (*SECOND
REQUEST*)

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¹ Martin O'Malley became the Commissioner of Social Security on December 20, 2023.
Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Martin O'Malley should be
substituted for Kilolo Kijakazi as the defendant in this suit. No further action need be taken to
continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42
U.S.C. § 405(g).

Defendant, Martin O’Malley, Commissioner of Social Security (the “Commissioner”), by and through his undersigned attorneys, hereby moves for a 31-day extension of time to file his response to Plaintiff’s opening brief. The answering brief is due to be filed by January 26, 2024. This is the Commissioner’s second request for an extension of time to file the response.

Defendant submits that good cause exists for this extension request because undersigned attorney has identified several issues in raised in Plaintiff's brief that require additional time to evaluate and review the defensibility of the case. Defendant's counsel will endeavor to complete these tasks as soon as possible. This request is made in good faith and with no intention to unduly delay the proceedings, and counsel apologizes for any inconvenience. Accordingly, Defendant requests an extension in which to respond to file the response until February 26, 2024.

The undersigned conferred with Plaintiff's counsel, who confirmed on January 25, 2024, that Plaintiff has no objection to the requested extension.

It is therefore respectfully requested that Defendant be granted an extension of time to file the response to Plaintiff's motion to remand, through and including February 26, 2024.

DATED January 25, 2024

Respectfully submitted,

JASON M. FRIERSON
United States Attorney

By: s/ Michonne L. Omo
MICHONNE L. OMO
Special Assistant United States Attorney
Office of Program Litigation, Office 7

Attorneys for Defendant

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2 IT IS SO ORDERED:
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5 UNITED STATES MAGISTRATE JUDGE
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8 DATED: 1/26/2024
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